

_____Published in the Wichita Eagle, **April 14, 2006**

ORDINANCE NO. 46-930

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF CONSTRUCTING **LATERAL 5, MAIN 13, FOUR MILE CREEK SEWER, TO SERVE HAWTHORNE 2ND & 3RD ADDITIONS, North of 21st, East of 127th Street East (468-83870/480-771).**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: constructing **LATERAL 5, MAIN 13, FOUR MILE CREEK SEWER, TO SERVE HAWTHORNE 2ND & 3RD ADDITIONS** and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$79,500.00** and that **\$79,500.00** be assessed against the improvement district and **\$0.00** be paid by the Sewer Utility Fund, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-04-431, adopted August 17, 2004, and published August 20, 2004**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
LOT 29 BLOCK 1 HAWTHORNE 2ND ADD.	548.28
LOT 30 BLOCK 1 HAWTHORNE 2ND ADD.	548.28
LOT 31 BLOCK 1 HAWTHORNE 2ND ADD.	548.28

LOT 1 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 2 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 3 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 4 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 5 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 6 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 7 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 8 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 9 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 10 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 11 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 12 BLOCK 1 HAWTHORNE 3RD ADD	548.28

LOT 13 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 14 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 15 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 16 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 17 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 18 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 19 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 20 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 21 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 22 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 23 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 24 BLOCK 1	548.28

HAWTHORNE 3RD ADD	
LOT 25 BLOCK 1 HAWTHORNE 3RD ADD	548.28
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LOT 29 BLOCK 1 HAWTHORNE 3RD ADD	548.28
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LOT 31 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 32 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 33 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 34 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 35 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 36	548.28

BLOCK 1 HAWTHORNE 3RD ADD	
LOT 37 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 38 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 39 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 40 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 41 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 42 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 43 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 44 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 45 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 46 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 47 BLOCK 1 HAWTHORNE 3RD ADD	548.28

LOT 48 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 49 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 50 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 51 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 52 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 53 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 54 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 55 BLOCK 1 HAWTHORNE 3RD ADD	548.28
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LOT 63 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 64 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 65 BLOCK 1 HAWTHORNE 3RD ADD	548.28
LOT 1 BLOCK 2 HAWTHORNE 3RD ADD	548.28
LOT 2 BLOCK 2 HAWTHORNE 3RD ADD	548.28
LOT 3 BLOCK 2 HAWTHORNE 3RD ADD	548.28
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LOT 12 BLOCK 2 HAWTHORNE 3RD ADD	548.28
LOT 13 BLOCK 2 HAWTHORNE 3RD ADD	548.28
LOT 14 BLOCK 2 HAWTHORNE 3RD ADD	548.28
LOT 1 BLOCK 3 HAWTHORNE 3RD ADD	548.28
LOT 1 BLOCK 4 HAWTHORNE 3RD ADD	548.28
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LOT 2 BLOCK 6 HAWTHORNE 3RD ADD	548.28
LOT 3 BLOCK 6	547.68

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **May 15, 2006**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2006**.

SECTION 5. This ordinance shall take effect and be in force as of and on **April 14, 2006** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **April 11, 2006**.

Carlos Mayans, Mayor

ATTEST:

Karen Sublett, City Clerk
(seal)

APPROVED AS TO FORM:

Gary Rebenstorf, Director of Law